

# Order

Michigan Supreme Court  
Lansing, Michigan

March 24, 2008

Clifford W. Taylor,  
Chief Justice

135554

Michael F. Cavanagh  
Elizabeth A. Weaver  
Marilyn Kelly  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman,  
Justices

ESTATE DEVELOPMENT COMPANY,  
Plaintiff-Appellee,

v

SC: 135554  
COA: 273383  
Oakland CC: 2004-057182-CC

OAKLAND COUNTY ROAD COMMISSION,  
Defendant, Third-Party  
Plaintiff-Appellant,

and

THOMPSON-McCULLY COMPANY, a/k/a  
THOMPSON-McCULLY COMPANY, L.L.C.,  
Third-Party Defendant,  
Third-Party Plaintiff-Appellee,

and

OAKLAND EXCAVATING COMPANY,  
OWEN TREE SERVICE, and ACKLEY  
CONSTRUCTION,  
Third-Party Defendants.

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On order of the Court, the application for leave to appeal the November 20, 2007 judgment of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the questions presented should be reviewed by this Court prior to the completion of the proceedings ordered by the Court of Appeals.



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I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

March 24, 2008

*Corbin R. Davis*

Clerk